

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Krantis et al.
US Serial No.: 10/019,792
Filed: January 4, 2002
Entitled: METHODS AND COMPOSITIONS
FOR REGULATING GUT
MOTILITY AND FOOD INTAKE

ART UNIT: 1615

EXAMINER: Carlos A. Azpuru

Atty. Docket No.: ENP-001.1P US

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER AND PETITION FOR EXTENTION OF TIME

Sir:

Transmitted herewith are: [X] a check in the amount of \$ 169.00 (check no. 4770) in payment of fees under 37 CFR 1.16 and 1.17; [X] a Response to Election/Restriction Requirement; and [X] a return postcard.

FEE FOR ADDITIONAL CLAIMS

[] A fee for additional claims is not required.

[X] A fee for additional claims is required. The additional fee has been calculated as shown below:

	TOTAL CLAIMS	HIGHEST NUMBER PREVIOUSLY PAID FOR	NUMBER OF EXCESS CLAIMS	RATE	FEE DUE
TOTAL CLAIMS	39	31	8	× \$ 9	= 72.00
INDEPENDENT	13	12	1	× \$42	= 42.00
FIRST INTRODUCTION OF MULT. DEPENDENT CLAIM				+\$140	= 0.00
TOTAL FEES DUE					= 114.00

[X] Small entity status has already been established for Applicant(s) in this case.

PAYMENT OF ADDITIONAL FEES

[X] A check including the amount of \$ 114.00 in payment of the fee for additional claims is transmitted herewith.

[] A check including the amount of \$ 90.00 in payment of the fee under 37 CFR §1.18(a) for issuing an original patent.

- [X] The Commissioner is hereby authorized to charge payment of any additional fees required under 37 CFR 1.16 or 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 50-0268. A duplicate copy of this transmittal letter is transmitted herewith.

PETITION FOR EXTENSION OF TIME

- [X] Extension is requested under 37 CFR 1.136(a), and the following extension fee is applicable for the paper(s) filed herewith: [X] \$55.00 for response within first month pursuant to 37 CFR 1.17(a)(1);
[] \$205.00 for response within second month pursuant to 37 CFR 1.17(a)(2);
[] \$465.00 for response within third month pursuant to 37 CFR 1.17(a)(3);
[] \$725.00 for response within fourth month pursuant to 37 CFR 1.17(a)(4).
[] \$985.00 for response within fifth month pursuant to 37 CFR 1.17(a)(5).
- [X] Total amount of payment in connection with the paper(s) transmitted herewith is \$ 169.00.
{check no. 4770}
- [X] The Commissioner is hereby authorized to charge payment of any additional fees required in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 50-0268.

Respectfully submitted,

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Certificate of Express Mailing

The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Express Mail Label No.: EV 325775124 US

9/25/2003
date

Stephanie Leicht
Stephanie Leicht

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Response to Restriction Requirement
Pursuant to 37 CFR 1.143 and PCT Rules 13.1 and 13.2
and
Preliminary Amendment Under 37 CFR 1.115

Sir:

Applicants submit this paper in response to Office Action (Paper No. 7), mailed July 31, 2003, in the above-identified US national stage application, in which the Examiner asserted an objection for lack of unity of invention and requirement for Applicants' election of restriction group under 37 CFR 1.499.

Pursuant to 37 CFR 1.115, Applicants also herein preliminarily amend the claims to direct coverage in this application to particularly preferred embodiments of the invention. The fee for additional claims is also enclosed.

This paper is also filed with a Petition for a one-month extension in the time for response under 37 CFR 1.136(a), along with the appropriate fee according to 37 CFR 1.17(a)(1) for a small entity.

To avoid abandonment, the Commissioner is hereby authorized to charge any other fee required for this response to Deposit Account No. 50-0268.

Amendments to the claims are indicated in the "Listing of the Claims" beginning on page 2, below. Applicants' comments in "Remarks" follow the Listing of the Claims on page 7.